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Attorney Docket: 200208236-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Date: April 22, 2004

B. Shen et al.

Serial No.: 10/687,997

Group Art Unit: To Be Assigned

Filed: October 17, 2003

Examiner: To Be Assigned

For: SHARED RUNNING-BUFFER-BASED CACHING SYSTEM

**Box: DAC**Assistant Commissioner of Patents  
Washington, D.C. 20231**PETITION UNDER 37 C.F.R. 1.47**  
**INVENTOR REFUSES TO SIGN**

Sir:

Applicant submits this Petition under 37 CFR 1.47(a) for the following reasons:

Applicant submits herewith a declaration and power of attorney listing Songqing Chen, Bo Shen, Sujoy Basu and Yong Yan as coinventors. The declaration is executed by inventors Chen, Basu and Shen. Co-inventor, Yong Yan has refused execution of the declaration required by 37 CFR 1.63.

In accordance with 37 CFR 1.47, this Petition is accompanied by the following:

1. Declaration of the Attorney of Record attesting to the pertinent facts surrounding the inventor's refusal to sign and Exhibits A-I as proof of diligent effort to contact co-inventor, Yong Yan.
2. The Inventor's last known address.

Attorney Docket: 2460P

The name and last known residence address of the non-signing inventor is:

Yong Yan  
34077 Paseo Padre Parkway #6  
Fremont, CA 94555

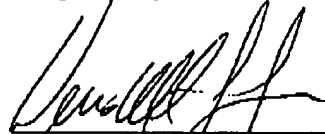
As all requirements of 37 CFR 1.47 have been met, Applicant respectfully requests granting of this petition and further processing of the Declaration submitted herewith.

The Commissioner is hereby authorized to charge any fees associated with this communication, or credit any overpayment, to Deposit Account No. 08-2025 (Hewlett-Packard).

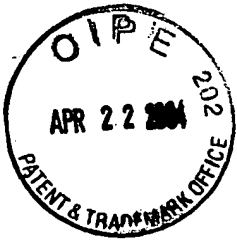
April 22, 2004

Date

Respectfully submitted,



Wendell J. Jones  
Attorney for Applicant  
Reg. No. 45,961  
(408) 938-0980



HP Docket: 200208236-1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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For: SHARED RUNNING-BUFFER-BASED CACHING SYSTEM

**Box: DAC**Assistant Commissioner of Patents  
Washington, D.C. 20231**DECLARATION UNDER 37 C.F.R. 1.47**  
**PROOF OF INVENTOR REFUSAL TO SIGN**

Sir:

Yong Yan is a joint inventor of the present application, along with Songqing Chen, Bo Shen and Sujoy Basu.

On information and belief, before the filing of the present application, Yong Yan was terminated from his employment with Hewlett-Packard Corporation, the assignee of the present application, on June 10, 2003. Nevertheless, Mr. Yan is required per his employment agreement to sign any formal documents related to any and all pending patent applications. Attached Exhibit A is a copy of Mr. Yan's employment agreement.

On November 8, 2003, an email was sent to Mr. Yan requesting that he come in and sign the formal documents related to the above-referenced patent application. On or about November 11, 2003, a copy of the final draft of the present application, including specification, claims and drawings, and formal papers for the present application, as well

-1-

HP Docket: 200208236-1

as a cover letter was sent to Mr. Yan by Tiffany Turner, my legal assistant. Attached Exhibit B is a copy of the email message.

On December 5, 2003, an email was received by Mr. Yan specifying that he would come in and sign the formal documents on Monday December 8, 2003. Attached Exhibit C is a copy of the email message.

On December 29, 2003, a criminal complaint for arrest warrant was filed in Santa Clara County against Mr. Yan alleging that on or about December 12, 2003 in the County of Santa Clara, the crime of CONTEMPT OF COURT was committed by Mr. Yan by willfully disobeying the terms of a court order requiring him to stay away from the property of Hewlett-Packard. Attached Exhibit D is a copy of the criminal complaint and the associated police/incident reports.

On January 12, 2004, an email was sent to Mr. Yan requesting that he come in and sign the formal documents related to the above-referenced patent application. Attached Exhibit E is a copy of the email message.

On February 5, 2004, an email was sent to Mr. Yan requesting that he come in and sign the formal documents related to the above-referenced patent application. Attached Exhibit F is a copy of the email message.

On or about February 20, 2004, a second copy of the final draft of the present application, including specification, claims and drawings, and formal papers for the present application, as well as a cover letter was sent to Mr. Yan by Tiffany Turner, my legal assistant. Attached as Exhibit G is a copy of the cover letter, a copy of the Federal Express Airbill and a copy of the delivery confirmation from Federal Express.

HP Docket: 200208236-1

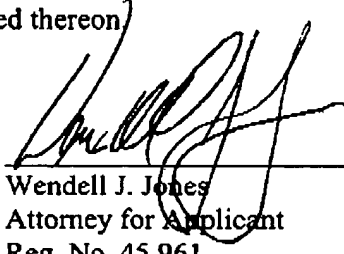
On April 8, 2004, an email was sent to Mr. Yan informing him that formal documents requiring his signature were being mailed to his home address along with a self-addressed stamped envelope. Attached Exhibit H is a copy of the email message.

On or about April 9, 2004, a third copy of the final draft of the present application, including specification, claims and drawings, and formal papers for the present application, as well as a cover letter was sent to Mr. Yan by Tiffany Turner, my legal assistant. Attached as Exhibit I is a copy of the cover letter and a copy of the certified mailing label.

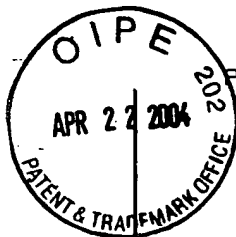
As of April 21, 2004, I had not yet received signed formal papers from Mr. Yan.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

April 22, 2004  
Date



Wendell J. Jones  
Attorney for Applicant  
Reg. No. 45,961  
(408) 938-0980



## Agreement Regarding Confidential Information and Proprietary Developments

Name: YONG YAN  
(Type or Print)



INDEX 10  
CAG

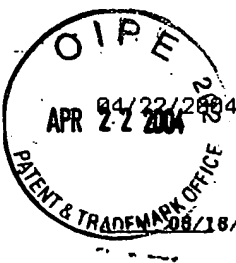
1. I am employed or desire to be employed by Hewlett-Packard Company (HP). I understand, however, that this Agreement is not a promise or a contract for employment by HP.
  2. This Agreement concerns trade secrets, confidential business and technical information, and know-how not generally known to the public, (hereinafter "Confidential Information"), which is acquired or produced by me in connection with my employment by HP. Confidential Information may include, without limitation, information on HP organizations, staffing, finance, information of employee performance, compensation of others, research and development, manufacturing and marketing, as well as information which HP receives from others under an obligation of confidentiality. I agree:
    - a. to use such information only in the performance of HP duties;
    - b. to hold such information in confidence and trust; and
    - c. to use all reasonable precautions to assure that such information is not disclosed to unauthorized persons or used in an unauthorized manner, both during and after my employment with HP.
  3. This Agreement also concerns inventions and discoveries (whether or not patentable), designs, works of authorship, mask works, improvements, data, processes, computer programs and software (hereinafter called "Proprietary Developments") that are conceived or made by me alone or with others while I am employed by HP and that relate to the research and development or the business of HP, or that result from work performed by me for HP. Such Proprietary Developments are the sole property of HP, and I agree:
    - a. to disclose them promptly to HP;
    - b. to assign them to HP; and
    - c. to execute all documents and cooperate with HP in all necessary activities to obtain patent, copyright, mask works and/or trade secret protection in all countries, at HP's expense.
- In compliance with prevailing provisions of relevant state statutes,<sup>1</sup> this Agreement does not apply to an invention for which no equipment, supplies, facility, or trade secret information of the employer was used and which was developed entirely on the employee's own time, unless (a) the invention relates (i) to the business of the employer, or (ii) to the employers actual or demonstrably anticipated research or development, or (b) the invention results from any work performed by the employee for the employer.
4. I agree to honor any valid disclosure or use restrictions on Confidential Information known to me and received from any former employers or any other parties prior to my employment by HP, and I agree not to bring onto the premises of HP any such information in whatever physical form without prior written consent of such former employers or other parties.
  5. The product of all work performed by me during and within the scope of my HP employment including, without limitation, any reports, documents, drawings, computer programs, devices and models, will be the property of HP; and HP will have the sole right to use, sell, license, publish or otherwise disseminate or transfer rights in such a work product.
  6. I will not remove any HP property from HP premises without HP's permission.
  7. I agree not to disrupt, damage or interfere with the operation or business of HP by soliciting or recruiting its employees for myself or others, both during my employment at HP and for a period of two years following termination of my employment with HP.
  8. Upon termination of my employment with HP, I will return all HP property to HP unless HP's written permission to keep it is obtained.
  9. The provisions of this Agreement will be separately construed. If any of them is held to be unenforceable, the remaining provisions will not be affected.

Signature

Date

<sup>1</sup>Including: California Labor Code, Section 2870; Illinois 765ILCS1060/13, "Employees Patent Act"; Washington Rev. Code, Title 49 RCW: Labor Regulations, Chapter 49.44; Minnesota Statutes, 13A, Section 181.78; and North Carolina General Statutes, Article 10A, Chapter 66, Commerce and Business, Section 66-57.1.

Exhibit A



POST ASCENSION

PAGE 10



HP LABS BR DEPT.

002



\*NEW-DOC\*

From: Patrick Scaglia  
To: Yong Yan  
(Employee No.: 547581)  
cc: Dick Lampman  
Fred Kitson  
Sharon Connor  
Personnel File  
Carol Shimada

Date: June 10, 2003  
Subject: Employment Termination

This memo informs you that your employment with Hewlett-Packard has been terminated effective Tuesday, June 10. The basis for this decision is our judgment that you violated HP's misconduct policy specifically as it relates to your insubordination, and demonstrated by your refusal to comply with the request of your manager to discuss performance related issues in the context of the probation letter sent to you by Fred Kitson on Monday, June 2.

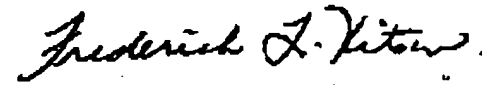
Hewlett-Packard shall have the discretion to limit future access to all HP sites.

You will receive, shortly, information regarding your benefits. Should you have any questions in the interim, please contact the HP Benefits Center at 1-800-890-3100.

  
Patrick Scaglia  
Vice President & Center Director

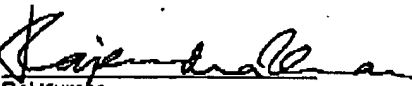
Date

6/10/03

  
Fred Kitson  
Director

Date

6/10/03

  
Raj Kumar  
Project Manager

Date

6/10/03

1 of 1

Revised 06/10/2003



Message

Page 1 of 1

Sent: Saturday, November 08, 2003 3:57 PM  
To: yong-yan@comcast.net  
Cc: Turner, Tiffany  
Subject: Signature required

Importance: High

Follow Up Flag: Follow up  
Flag Status: Flagged  
Hello Mr Yan,

*I have recently filed HP application entitled "Shared Running-Buffer-Based Caching System", in which you are a co-inventor. Both the Declaration and Power of Attorney were both filed unexecuted and now require your signature.*

*Please let me know what method of delivery you require (ie, first class mail with prepaid envelope enclosed, fed-ex delivery with prepaid enclosed, etc) and I will be happy to comply with your request.*

*Thanks in advance for your assistance.*

*Regards,  
Tiffany*

*Tiffany Turner  
Legal Administrator  
Corporate Legal Department  
Intellectual Property Section  
Hewlett-Packard Company  
650 857 5288 (Phone)  
650 852 8063 (Fax)*

*"Yesterday's the past, tomorrow's the future. Today's a gift, that's why we call it the present."*



Exhibit B

Message

Page 1 of 1

**Wendell J. Jones**

**From:** Yong Yan [yong-yan@comcast.net]  
**Sent:** Friday, December 05, 2003 12:29 PM  
**To:** Turner, Tiffany Joyce  
**Subject:** RE: Signature required

Hi, Tiffany,

I can come in next Monday. Please let me know which building you are in and what is the best time for you.

Happy Holidays!

Thanks!

Yong

-----Original Message-----

**From:** TURNER, TIFFANY (HP-PaloAlto,ex1) [mailto:tiffany.turner@hp.com]  
**Sent:** Friday, December 05, 2003 10:16 AM  
**To:** 'Yong Yan'  
**Subject:** RE: Signature required  
**Importance:** High

*Hello Yong,*

**HAPPY HOLIDAYS!**

*Please let me know when you are available to meet here at HP to sign the documents as previously discussed.*

*Thank you for your time and I look forward to meeting you.*

*Regards,  
Tiffany*

*Tiffany Turner  
Legal Administrator  
Corporate Legal Department  
Intellectual Property Section  
Hewlett-Packard Company  
650 857 5288 (Phone)  
650 852 8063 (Fax)*

*"Yesterday's the past, tomorrow's the future. Today's a gift. that's why we call it the present."*

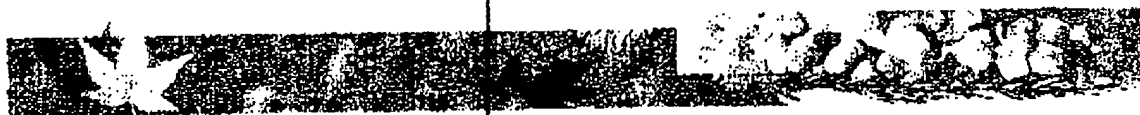


Exhibit C

UPRIOR COURT OF CALIFORNI  
COUNTY OF SANTA CLARA  
PALO ALTO FACILITY  
COMPLAINT FOR ARREST WARRANT(S)  
YONG YAN DTL522

E23

04:55



THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

MISDEMEANOR COMPLAINT

vs.

DA NO: 031234313

CEN

• YY WARRANT

YONG YAN (11/20/1963),  
34077 PASEO PADRE PARKWAY #69,  
FREMONT, CA 94555

Defendant(s)

**Endorsed  
FILED**

DEC 29 2003

The undersigned is informed and believes that

KIRI TORE  
Chief Executive Officer/Clk  
Penal Code of Santa Clara County  
B. 058474

## COUNT 1

On or about December 12, 2003, in the County of Santa Clara, State of California, the crime of CONTEMPT OF COURT- WILLFULLY DISOBEDIENCE OF THE TERMS OF ANY PROCESS AND LAWFUL COURT ORDER, in violation of PENAL CODE SECTION 166(a)(4), a Misdemeanor, was committed by YONG YAN who did willfully disobey the terms as written of a process and court order and out-of-state court order, lawfully issued by a court, including orders pending trial, stay away from property of Hewlett Packard.

## DISCOVERY REQUEST

Pursuant to Penal Code sections 1054 through 1054.7, the People request that, within 15 days, the defendant and/or his/her attorney disclose: (A) The names and addresses of persons, other than the defendant, he/she intends to call as witnesses at trial, together with any relevant written or recorded statements of those persons, or reports of the statements of those persons, including any reports or statements of experts made in connection with the case, and including the results of physical or mental examinations, scientific tests, experiments, or comparisons which the defendant intends to offer in evidence at the trial; (B) Any real evidence which the defendant intends to offer in evidence at the trial. This request is a continuing request, to cover not only all such material currently in existence, but all material which comes into existence to the conclusion of this case.

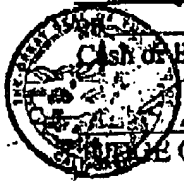
Further, attached and incorporated by reference are official reports and documents of a law enforcement agency which the complainant believes establish probable cause for the arrest of defendant YONG YAN, for the above-listed crimes. Wherefore, A WARRANT OF ARREST IS REQUESTED.

Complainant therefore requests that the defendant(s) be dealt with according to law.

I certify under penalty of perjury that the above is true and correct.

Executed on December 23, 2003, in SANTA CLARA County, California.

Warrant received for service by:



Cash of Bond \$

JUDGE OF THE SUPERIOR COURT

  
McAdams M0550

(Sunseri S0130)

PAPD (650) 329-2406 033510097 \*\*\*

FRAZIER/ D471/ MISDEMEANOR/ re



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<input type="checkbox"/> VMC	<input type="checkbox"/> SEX	<input type="checkbox"/> DOB	<input type="checkbox"/> AGE	<input type="checkbox"/> HT	<input type="checkbox"/> WT
<input type="checkbox"/> HAIR	<input type="checkbox"/> EYES				
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ADDRESS	CITY/STATE	ZIP	PHONE	PFN	
34077 PASADENA PARKWAY #69	Pasadena, CA	91105	(714) 792-2284	DTL 522	
BUSINESS NAME/SCHOOL NAME AND ADDRESS	CITY/STATE	ZIP	PHONE	PHOTO ID#	
UNBm Royal D				NA	
DL NUMBER	STATE	SSN	CITY	CEN	
B 9491 373	CA		NA	NA	
CLOTHING	UNIQUE IDENTIFIERS (CH #)			SCARS, MARKS, TATTOOS ETC.	
UNKNOWN	A 2468660				
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<input type="checkbox"/> B. BALD/SHAVED	<input type="checkbox"/> K. STRAIGHT	<input type="checkbox"/> E. CLEAN SHAVEN	<input type="checkbox"/> B. MEDIUM	<input type="checkbox"/> B. DARK	<input type="checkbox"/> C. HAND/FEET
<input type="checkbox"/> D. BRAIDED	<input type="checkbox"/> L. WAVY/CURLY	<input type="checkbox"/> B. PU MANCHU	<input type="checkbox"/> C. MUSCULAR	<input type="checkbox"/> C. FRECKLED	<input type="checkbox"/> K. REVOLVER
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			CITY/STATE		
			ZIP		
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OFFICER'S NAME	ID NUMBER	DATE	WATCH/DIVISION	SUPERVISOR REVIEW	ID NUMBER

REPORT TYPE / CLASSIFICATION Penal Code/Trespass	SUPPLIER / TAL (CIRCUIT) PALO ALTO POLICE CONTINUATION	CASE NUMBER 03-351-0097
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1 Synopsis

2  
3 A terminated employee returned to his former job site. The employee was previously  
4 admonished from coming on the job site. The suspect was previously arrested for trespassing  
5 after coming onto the job site. The suspect was on probation. An  
6 arrest warrant was requested.

8 Investigation

9  
10 On 12-17-03 at about 1515 hours, Steve Belecky, came to PAPD to report a trespass. Belecky  
11 represents security at the Hewlett Packard facility located at 1501 Pagemill Road.

13 Statement of Reporting Party Belecky

14  
15 Belecky said that a former employee named Yong Yan was terminated on 06-15-03. Since that  
16 time, the employee has returned to the campus at saying that he refused to  
17 accept being terminated. Belecky said that the suspect was arrested twice by PAPD for  
18 trespassing at HP. The suspect was placed on probation for. Belecky said that  
19 Yan returned to HP on 12-12-03 at about 0928 hours. Belecky said that a security manager  
20 named Clay Lyon escorted Yan off of the campus on 12-12-03. Belecky provided me with a  
21 copy of a written report prepared by Lyon.

23 Statement of Witness Lyon

24  
25 According to Lyon's written statement, he contacted Yan in the lobby at 1501. Yan told him  
26 that he was there to return some property. Yan didn't have an appointment. Lyon escorted Yan  
27 from the premises. PAPD was called, but by the time PAPD responded that day, Lyon was off  
28 duty.

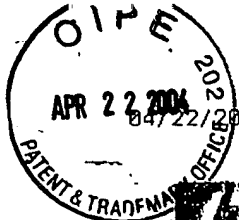
30 Statement of Suspect Yah

31  
32 I telephoned Yan for a statement, but could not reach him. A male with an accent answered the  
33 phone. I asked for Yan and the male asked what it was about. I identified myself and told the  
34 male that it was about Hewlett Packard. The male hung up on me. I called back and got the  
35 same results.

41 Recommendation

42  
43 Prosecute Yan via complaint for 602.1 PC-trespassing.

OFFICER'S NAME Sunseri	ID NUMBER S0130	DATE 12-17-03	SUPERVISOR REVIEW <i>[Signature]</i>	ID NUMBER 140024	DATE 12/17/03
---------------------------	--------------------	------------------	---	---------------------	------------------



INVENT

APR 22 2004

04/22/2004 18:48 8172612471

POST ASCENSION

PAGE 18

## Hewlett-Packard San Francisco Bay Area Security Incident Report

<b>Type of Incident:</b> <b>Trespassing - Fourth Occasion</b>		<b>Report #</b> <b>PA 12-12-03-01</b>
<b>Victims: (Last, First - Company)</b> <b>Hewlett-Packard</b>	<b>Address:</b> <b>3000 Hanover St. 94304</b>	<b>Phone:</b> <b>650-852-8095</b>
<b>Reporting Party: (Last, First - Company)</b> <b>Noelle Scott - Barton</b>	<b>Address:</b> <b>Same</b>	<b>Phone:</b> <b>Same</b>

<b>Date Reported:</b>	<b>12/12/03</b>	<b>Date/Time From:</b>	<b>12/12/03 0928 hours</b>
<b>Building/Floor</b>	<b>Lobby 3</b>	<b>Date/Time To:</b>	<b>12/12/03 0950 hours</b>

**Loss:** (Item #, Brand, Description, Model or HP Product #, Serial #, Age, Original Cost)  
**None**

At 0928 hours, I, Clay Lyon, Day Shift Security Manager, received a call to go to Lobby 3, 1501 Page Mill Road, as terminated employee Yong Yan was at the lobby again trying to gain access. I was involved when Yong Yan was terminated on 6/10/03. It was necessary to have him arrested for trespassing to get him off campus. He returned 6/12/03 and was arrested again for trespassing. He also returned on 10/31/03 and was escorted off campus by Security.

At 0930 hours today, 12/12/03, I contacted Yong Yan at Lobby 3. I met him outside and then asked him if he had an appointment. He stated that no one would take his calls, so he came to return a printer. I reminded him that he had been instructed to stay off of HP property under the penalty of arrest. He asked for a receipt for the printer, an HP 'Deskjet' 648C. He had left it on the reception counter when he first arrived. Billie Ellison, Barton Administrative Manager, gave him a receipt as I walked him to his car. At 0950 hours he drove away and Security Unit 1, Bob Underwood, follow him until he passed Hanover. Billie Ellison notified the other lobbies to watch for Mr. Yan.

PAPD was called, but I was gone for the day when they called back and this report, and the attached supplement, wasn't relayed in writing by the Barton Swing Shift Security Manager.

<b>Reporting Officer:</b> <b>Clay Lyon</b>	<b>Shift Manager:</b> <b>Clay Lyon</b>
---	---

### SHIFT MANAGERS ONLY

<b>Copies to:</b> <b>Client</b>	<b>Copies to:</b> <b>Security Supplier Mgmt</b>	<b>Reviewed By:</b>	
<input type="checkbox"/> HP Regional Sec Mgr. <input type="checkbox"/> HP Regional SOM <input checked="" type="checkbox"/> HP SOM <input type="checkbox"/> HP Property Mgr. <input type="checkbox"/> EH&S <input type="checkbox"/> Health Services <input type="checkbox"/> Legal	<input checked="" type="checkbox"/> I.R. Clipboard <input checked="" type="checkbox"/> Barton Investigations <input checked="" type="checkbox"/> Barton SOM <input type="checkbox"/> Barton Regional SOM	<b>Shift Manager:</b> <b>Clay Lyon</b>	<b>Date:</b> <b>12/12/03</b>
		<b>Further Action:</b> <b>Report to PAPD</b>	
		<b>Self Audit</b> (Yes, No, or NA if not applicable)	<b>HP Site Addresses</b>
		Was emergency line answered correctly?	(CU) 19423 Pruneridge Ave. 95014
		Was overhead page made within process?	(SU) 100 Kilar Rd. Sunnyvale, 94086
		Was Airsource page made within process?	(GA) 4988 Great America Pkwy 95054
		Was Mobile dispatched within process?	(MP) 100 Mayfield Ave. 94043
		Did Mobile bring emergency equipment?	(MD) 690 E. Middlefield Rd. 94043
		Was 911 called within process?	(TA) 3000 Hanover St. 94304
		Was 911/Ambulance escorted to scene?	(SJ) 915 Story Road 95122

--HP Confidential--

Page 1 of 2



**Supplemental Report**

**DATE:** 12/17/03  
**TO:** Palo Alto PD  
**FROM:** Steve Belecky, Barton Protective Services Investigations Mgr. @ HP  
**RE:** Fourth Trespass by Yong Yan, DOB 11/20/63

This an attachment to a Security Incident Report taken on 12/12/03, where there was some miscommunication on the part of the Barton Protective Services Shift Security Manager with PAPD with this chronic trespass subject.

A report was made to Agent Jackson of PAPD on 10/31/03, Yan's last trespass date, before last Friday, under PAPD case #03-304-0151. That report was forwarded by PAPD to the Santa Clara County DA's Office, Palo Alto, for a probation violation on the part of Yong Yan. Yan's sentence on the first two trespassing convictions prior to 10/31/03, included the condition that he, "STAY OFF THE PROPERTY OF HEWLETT PACKARD UNLESS INVITED." I contacted the D.A.'s office in Palo Alto today and they advised that they are filing for the 10/31/03 trespass at HP. They are filing PC 602 Trespassing and PC 166 Criminal Intent.

HP Security & Investigations Manager Bob Hedgpeth, (650) 857-2430, is requesting that this additional probation violation by Yong Yan also be forwarded to the D.A.'s office for review of charges also.

**END OF REPORT**

--HP Confidential--

Page 2 of 2



**From:** TURNER, TIFFANY (HP-PaloAlto,ex1) [tiffany.turner@hp.com]  
**Sent:** Monday, January 12, 2004 2:04 PM  
**To:** Yong Yan  
**Subject:** RE: Signature required

**Importance:** High

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged  
*Hello Yong,*

*I hope your holiday's were pleasant.*

*Can you please let me know when your able to come sign the documents as previously discussed?*

*Thanks in advance for your assistance!*  
*Tiffany*

*Tiffany Turner*  
*Legal Administrator*  
*Corporate Legal Department*  
*Intellectual Property Section*  
*Hewlett-Packard Company*  
*650 857 5288 (Phone)*  
*650 852 8063 (Fax)*

*"Yesterday's the past, tomorrow's the future. Today's a gift, that's why we call it the present."*

-----Original Message-----

**From:** Yong Yan [mailto:yong-yan@comcast.net]  
**Sent:** Friday, December 05, 2003 12:29 PM  
**To:** TURNER, TIFFANY (HP-PaloAlto,ex1)  
**Subject:** RE: Signature required

Hi, Tiffany,

I can come in next Monday. Please let me know which building you are in and what is the best time for you.

Happy Holidays!

Thanks!

Yong

-----Original Message-----

**From:** TURNER, TIFFANY (HP-PaloAlto,ex1) [mailto:tiffany.turner@hp.com]  
**Sent:** Friday, December 05, 2003 10:16 AM  
**To:** 'Yong Yan'  
**Subject:** RE: Signature required  
**Importance:** High

*Hello Yong,*

**HAPPY HOLIDAYS!**

*Please let me know when you are available to meet here at HP to sign the documents as previously discussed.*

*Exhibit E*

Message

*Thank you for your time and I look forward to meeting you.*

*Regards,  
Tiffany*

*Tiffany Turner  
Legal Administrator  
Corporate Legal Department  
Intellectual Property Section  
Hewlett-Packard Company  
650 857 5288 (Phone)  
650 852 8063 (Fax)*

*"Yesterday's the past, tomorrow's the future, Today's a gift, that's why we call it the present."*

✕

Message

Page 1 of 1

Sent: Thursday, February 05, 2004 11:05 AM  
To: yong-yan@comcast.net  
Cc: Turner, Tiffany  
Subject: Signature required

Importance: High

Follow Up Flag: Follow up  
Flag Status: Flagged  
Hello Mr Yan,

*I have numerous requests to you regarding pertinent documents that need your signature.*

*Please let me know what method of delivery you require (i.e., first class mail with prepaid envelope enclosed, fed-ex delivery with prepaid enclosed, or, per our previous email conversations, in person at HP, etc) and I will be happy to comply with your request.*

*Thanks in advance for your assistance.*

*Regards,  
Tiffany*

*Tiffany Turner  
Legal Administrator  
Corporate Legal Department  
Intellectual Property Section  
Hewlett-Packard Company  
650 857 5288 (Phone)  
650 852 8063 (Fax)*

*"Yesterday's the past, tomorrow's the future. Today's a gift. that's why we call it the present."*



Exhibit F



Hewlett-Packard Company  
1501 Page Mill Road  
ms 1197  
Palo Alto, CA 94304

February 19, 2004

**VIA EXPRESS MAIL**

Yong Yan  
34077 Paseo Padre Parkway  
#69  
Fremont, CA 94555

**Re: Signature Request on Pertinent HP Documents**

Dear Yong,

I have sent numerous requests to you regarding the attached HP Declaration and Assignment, which remained unanswered by you.

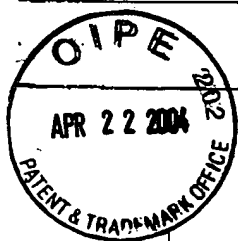
Per our previous email communications, you agreed to meet with me here at HP to execute the necessary documents. Because we incur significant fee's, that HP must pay for, when delay's occur in submitting these documents, I'd like to ask you to help minimize these fee's and act upon this immediately.

Sincerely,

Tiffany Turner  
HP Legal Assistant

Enclosure

Exhibit G



EV 104130967 US



UNITED STATES POSTAL SERVICE®

Customer Copy

Label T1-F, October 2001

Post Office To Addressee

ORIGIN (POSTAL USE ONLY)				DELIVERY (POSTAL USE ONLY)			
PO ZIP Code 95102	Day of Delivery <input checked="" type="checkbox"/> Next <input type="checkbox"/> Second <input checked="" type="checkbox"/>	Flat Rate Envelope		Delivery Attempt	Time	Employee Signature	
Date In 3 30 PM	<input checked="" type="checkbox"/> Next <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Postage \$ 0.00		Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature	
Time In 1840	Military	Return Receipt Fee		Delivery Attempt	Time	Employee Signature	
Weight 29	Int'l Alpha Country Code	COO Fee	Insurance Fee	Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature	
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Date/Initials 1/1/04	Total Postage & Fees \$ 13.15		<input type="checkbox"/> Signature Required <input type="checkbox"/> Signature Not Required <input type="checkbox"/> Signature Not Required (Signature Required for Delivery) <input type="checkbox"/> Signature Not Required (Signature Required for Delivery) <input type="checkbox"/> Signature Not Required (Signature Required for Delivery) <input type="checkbox"/> Signature Not Required (Signature Required for Delivery)			
METHOD OF PAYMENT Express Mail Corporate Acct. No. X946573				Federal Agency Acct. No. or Postal Service Acct. No.			
FROM: (PLEASE PRINT) HP-LETT-PACKARD COMPANY IP LEGAL DEPARTMENT 1501 PAGE MILL RD # 1197 PALO ALTO CA 94304-1126				TO: (PLEASE PRINT) YONG YAN 34077 PASO PADRE PKWY #69 FREMONT, CA 94555			
LTTJ /200208236-1							
PRESS HERE FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com							

USPS - Track &amp; Confirm

Page 1 of 1



## Track & Confirm

### Shipment Details

You entered EV10 4130 967U S

Your item was delivered at 5:57 pm on February 23, 2004 in FREMONT, CA 94555. The item was signed for by Y YAN.

Here is what happened earlier:

- NOTICE LEFT, February 21, 2004, 9:16 am, FREMONT, CA 94536
- ARRIVAL AT UNIT, February 21, 2004, 7:35 am, FREMONT, CA 94537
- ENROUTE, February 21, 2004, 1:20 am, OAKLAND, CA 94615
- ACCEPTANCE, February 20, 2004, 6:40 pm, SAN JOSE, CA 95102
- ENROUTE, February 20, 2004, 5:21 pm, SAN JOSE, CA 95101

### Notification Options

- ▶ Track & Confirm by email [What is this?](#)
- ▶ Request Proof of Delivery [What is this?](#)



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### Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

Message

Page 1 of 1

From: Yong Yan [yong-yan@comcast.net]  
Sent: Tuesday, April 13, 2004 2:49 PM  
To: Turner, Tiffany  
Subject: RE:  
Hi, Tiffany,

If the time is important, it is better for me to come to pick up on my working day there. Please let me know where your location is. I will check my schedule here.

Thanks!

Yong

-----Original Message-----

**From:** Turner, Tiffany [mailto:tiffany.turner@hp.com]  
**Sent:** Thursday, April 08, 2004 1:35 PM  
**To:** yong-yan@comcast.net  
**Cc:** Jones, Wendell J.  
**Subject:**  
**Importance:** High

*Hello Yong,*

*This email is to inform you of a very important letter and attachments being sent to you on behalf of Hewlett-Packard Company.*

*As a named inventor in the mentioned HP application, your signature is required on the inventor's Declaration and Assignment documents. In accordance with the Hewlett-Packard Employment Agreement, you obligated to provide the aforementioned signature. At this time we would like to stress the urgent nature of this particular matter.*

*If you have any questions or concerns, please contact Wendell Jones at: 650 857 7453 or myself immediately.*

*Regards,*

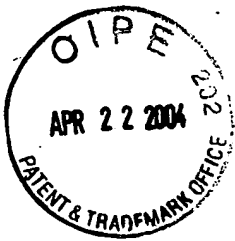
*Tiffany Turner  
Legal Administrator  
Corporate Legal Department  
Intellectual Property Section  
Hewlett-Packard Company  
650 857 5288 (Phone)  
650 852 8063 (Fax)*

*"Yesterday's the past, tomorrow's the future. Today's a gift, that's why we call it the present."*



Exhibit H





Hewlett-Packard Company  
1501 Page Mill Road  
ms 1197  
Palo Alto, CA 94304

**VIA CERTIFIED MAIL**

April 8, 2004

Yong Yan  
34077 Paseo Padre Parkway  
#69  
Fremont, CA 94555

**Re: Signature Request on Pertinent HP Documents**

Dear Mr. Yang,

Enclosed are the Declaration and Assignment associated with Hewlett-Packard patent application 10/632403 entitled "*Fertuitous Combinations Of AD-HOC Available Sets Of Different Electronic Devices To Respond To User Jobs*". For your reference, a full copy of the text of the application and drawings as filed is also enclosed.

As a named inventor in this application, your signature is required on the inventor's Declaration and Assignment documents. In accordance with the Hewlett-Packard Employment Agreement, you are obligated to provide the aforementioned signature. At this time I would like to stress the urgent nature of this particular matter.

A self-addressed stamped envelope is enclosed for the express purpose of expeditiously bringing this matter to an end. Please sign the Declaration and Assignment documents and return these documents to Hewlett-Packard immediately.

Thank you in advance for your cooperation.

Sincerely,

  
Wendell J. Jones

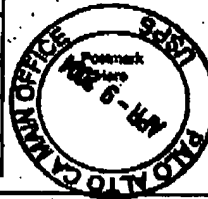
Patent Attorney

Exhibit I



9588 9969 0000 0101 6002

U.S. Postal Service	
CERTIFIED MAIL RECEIPT	
(Domestic Mail Only. No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$ .60
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.65
<b>PAID TO</b> <b>YONG YAN</b> <b>34077 PASO PADRE PKWY, #6</b> <b>FREMONT, CA 94555</b>	



Palo Alto Main Post Office  
 PALO ALTO, California  
 943039998  
 0567830180-0096  
 04/09/2004 (600) 271-8777 04:33:20 PM

Sales Receipt			
Product Description	Sale Qty	Unit Price	Final Price
FREMONT CA 94555			\$0.60
First-Class			
Return Receipt			\$1.75
Certified			\$2.30
Label Serial #: 70031010000083668838			
Customer Postage			-\$4.65
Subtotal:			\$0.00
Total:			\$0.00

Paid by:

 Bill #: 000401532600  
 Clerk: 12

— All sales final on stamps and postage. —  
 Refunds for guaranteed services only.  
 Thank you for your business.  
 Customer Copy